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PATENT

Customer Number 22,852

Attorney Docket No. 1147-0142

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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JAN 26 2001

TECH CENTER 1600/2900

Group Art Unit: 1655

Examiner: D. Johannsen

In re Reissue Application of:  
U.S. Patent No. 5,750,338

Mark L. Collins et al.

Reissue Serial No.: 09/533,906

Reissue Application Filed: March 8, 2000

For: TARGET AND BACKGROUND  
CAPTURE METHODS WITH  
AMPLIFICATION FOR AFFINITY  
ASSAYS

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**REISSUE LITIGATION BOX**

Assistant Commissioner for Patents  
Washington, D.C. 20231

**LETTER TRANSMITTING CORRECTED PATENT  
OWNER'S RESPONSE TO GEN-PROBE'S PROTEST**

The Patent Owner files herewith the Corrected Patent Owner's Response to Gen-Probe's Protest. This filing is necessary to correct the numbering of the footnotes and does not contain any substantive changes. Upon reviewing the papers filed on January 16, 2001, the Patent Owner noted that, due to a computer error, the numbering of the footnotes was incorrect. To avoid any possible confusion which may result from this error, the Patent Owner respectfully requests that the Response filed on January 16<sup>th</sup> be replaced with this corrected version. Since the Exhibits to

LAW OFFICES

FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
1300 I STREET, N.W.  
WASHINGTON, DC 20005  
202-406-4000

09533906-030800

the Patent Owner's Response to Gen-Probe's Protest and the Information Disclosure Statement were unaffected by this error, a copy of those documents is not being submitted.

If there is any fee due in connection with the filing of this corrected Response, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By: Jean Burke Fordis  
Jean Burke Fordis  
Reg. No. 32,984

Date: January 23, 2001

09533906-030800

LAW OFFICES

FINNEGAN, HENDERSON,  
FARABOW, GARRETT,  
& DUNNER, L.L.P.  
1300 I STREET, N.W.  
WASHINGTON, DC 20005  
202-408-4000